IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.14798 of 2008
SAKINDRA YADAV @ SAKO YADAV & UPENDRA YADAV
Versus
STATE OF BIHAR
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2 09-05-2008 Heard learned counsel for the petitioners and also learned APP on behalf of the State.

The petitioners are accused in a case u/ss 302/34 of the Indian Penal Code.

The allegation is that these two petitioners along with four others came in the Thakurbari armed with gun and pistol. They made indiscriminate firing on Gajadhar Yadav as a result of which he died. It appears that during post mortem examination the doctor found nine fire arms injuries on the person of deceased. He also found injuries caused by hard and blunt substance.

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Learned counsel referred to paragraphs 9, 10, 14 and 15 of the case diary and submitted that informant's wife and family members did not see the occurrence. He submitted that there is no explanation as to who caused the injuries by hard and blunt substance. He pointed out that petitioners are in custody since 26.4.07.

Considering the facts and circumstances of the case, at this stage, this court is not inclined to release the petitioners on bail. The prayer is refused.

Keep the supplementary affidavit filed today on record.

BKS/ **(M. Saran,J.)**